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**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-25717-2020

Date of Decision 29.09.2020

Paramjit SinghPetitioner

Versus

State of Punjab..... Respondent

CORAM : HON'BLE MRS. JUSTICE MANJARI NEHRU KAUL

...
(through video conferencing)

Present: Mrs. Anupam Bhanot, Advocate
for the petitioner.

...

MANJARI NEHRU KAUL, J. (Oral)

This is the third petition under Section 439 Cr.P.C. for grant of regular bail to the petitioner in case FIR No. 125 dated 04.09.2019 under Sections 452/326/ 324/323/148/149 IPC (Section 450 IPC added on later on) registered at Police Station Raja Sansi, Amritsar. The previous two petitions were dismissed as withdrawn vide orders dated 15.07.2020 and 16.08.2020 respectively.

The learned counsel for the petitioner has submitted that the petitioner, who is 56 years of age, has been in custody since 12.12.2019 and due to the outbreak of pandemic the trial has come to a stand still. She further submits that only report under Section 173 Cr.P.C. has been presented till date and hence the likelihood of the trial concluding any time in the near future looks very bleak in the prevailing circumstances. While

referring to the allegations levelled against the petitioner in the FIR in question she has further contended that the petitioner has just been attributed a simple injury with the sword on the left forearm of the complainant.

Notice of motion.

On the asking of the court, Mr. Amar Ashok Pathak, Addl. A.G. Punjab, accepts notice on behalf of the State. He, while opposing the submissions made by the petitioner, has conceded that the petitioner is not attributed the injury attracting the mischief of Section 326 IPC and has been attributed only a simple injury on the complainant.

Heard.

In view of the submissions made by the learned counsel and keeping in view that the petitioner has been in custody since 12.12.2019 and no useful purpose would be served by keeping the petitioner behind bars as the trial is unlikely to conclude in the near future, I deem it a fit case to grant the concession of regular bail. The petition is allowed and the petitioner is admitted to bail to the satisfaction of trial Court/Duty Magistrate. However, it is made clear that any observation made herein shall not be construed as an expression of opinion on the merits of the case.

29.09.2020
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(MANJARI NEHRU KAUL)
JUDGE

Note: Whether speaking/reasoned
Whether Reportable:

Yes / No
Yes / No